IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2927 OF 2006
IN
FIRST APPEAL NO. 1508 OF 2006

1. Sou.Mohinibai S. Rathod & ors.] .. Applicants

Versus

1. Mr. Taherbhai T. Poonawala & ors.] .. Respondents

Mr. N.P. Deshpande i/b Mrs. Sangita Shrotri-Vaidya for the applicants.

Mr. S.M. Railkar for respondent No.6.

CORAM: R.M. LODHA &
S.J. VAZIFDAR, JJ.

DATED: 17TH JULY, 2006

P.C. :

. The appellants are unsuccessful plaintiffs whose suit for specific performance of the contract came to be dismissed. First Appeal has been admitted. By this Civil Application, the appellants (plaintiffs) pray that respondents (defendants) be restrained from creating any third party interest of whatsoever nature in the suit property and from changing the use of the subject property.

2. Mr. S.M. Railkar, counsel for respondents (defendants) makes the statement that the subject property has already been sold by four separate sale deeds. He submits that copy of each of the sale deed shall be supplied to the Advocate for the appellants.

3. In view of the statement of the counsel for the respondents, that we accept, we are satisfied that no interim order in favour of the appellants deserves to be granted.

4. Civil Application is dismissed.

Sd/-
[R.M. LODHA, J.]

Sd/-
[S.J. VAZIFDAR, J.]